

ORIGINAL



LINDA LINGLE  
GOVERNOR

JAMES R. AIONA, JR.  
LT. GOVERNOR

LAWRENCE REIFURTH  
DIRECTOR

CATHERINE P. AWAKUNI  
EXECUTIVE DIRECTOR

STATE OF HAWAII  
DIVISION OF CONSUMER ADVOCACY  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
335 MERCHANT STREET, ROOM 328  
P.O. Box 541  
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Phone Number: 586-2800  
Fax Number: 586-2780  
[www.hawaii.gov/dcca/dca](http://www.hawaii.gov/dcca/dca)

January 30, 2009

FILED  
2009 JAN 30 P 3:27  
PUBLIC UTILITIES  
COMMISSION

The Honorable Chairman and Members of  
the Hawaii Public Utilities Commission  
Kekuanaoa Building  
465 South King Street, Room 103  
Honolulu, Hawaii 96813

Dear Commissioners:

RE: Docket No. 2008-0274 – Instituting a Proceeding to Investigate  
Implementing a Decoupling Mechanism for Hawaiian Electric  
Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric  
Company, Limited.

Enclosed please find the original protective agreements which were executed by  
the following members of the Consumer Advocate's consultants:

- |                                       |                                      |
|---------------------------------------|--------------------------------------|
| 1) Michael L. Brosch, Utilitech, Inc. | 3) Steven C. Carver, Utilitech, Inc. |
| 2) Mary Jo Brosch, Utilitech, Inc.    | 4) James R. Dittmer, Utilitech, Inc. |

In the event other members of the Consumer Advocate's staff and/or outside  
consultants retained to assist us in our review become involved in this docket, additional  
protective agreements will be executed with the originals forwarded to you.

Sincerely,

A handwritten signature in black ink, appearing to read "Catherine P. Awakuni".

Catherine P. Awakuni  
Executive Director

CPA:tt

Enclosures

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Michael L. Brosch, have been presented with a copy of the Protective Order filed by the Hawaii Public Utilities Commission in Docket No. 2008-0274 on the 6<sup>th</sup> day of January, 2009 ("Protective Order").

2. I am employed, retained or assisting the Division of Consumer Advocacy in Docket No. 2008-0274, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist the Division of Consumer Advocacy as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to the Division of Consumer Advocacy, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraph 29 and 30 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at Lees Summit, Mo January 14, 2009.

Michael J. Brink  
Signature

Utilitech Inc.  
740 NW Blue Parkway Suite 204  
Lees Summit, MO 64086  
Address

(816) 525 5211  
Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Mary Jo Brosch, have been presented with a copy of the Protective Order filed by the Hawaii Public Utilities Commission in Docket No. 2008-0274 on the 6<sup>th</sup> day of January, 2009 ("Protective Order").

2. I am employed, retained or assisting the Division of Consumer Advocacy in Docket No. 2008-0274, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist the Division of Consumer Advocacy as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to the Division of Consumer Advocacy, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraph 29 and 30 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at Lees Summit, Mo January 14, 2009.

Mary Jo Brosch  
Signature

Utilitech Inc.  
740 NW Blue Parkway Suite 204  
Lees Summit, MO 64086  
Address

(816) 525 5211  
Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Steven C. Carver, have been presented with a copy of the Protective Order filed by the Hawaii Public Utilities Commission in Docket No. 2008-0274 on the 6<sup>th</sup> day of January, 2009 ("Protective Order").


2. I am employed, retained or assisting the Division of Consumer Advocacy in Docket No. 2008-0274, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist the Division of Consumer Advocacy as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to the Division of Consumer Advocacy, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraph 29 and 30 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at Lees Summit, Mo January 14, 2009

  
Signature

Utilitech Inc.  
740 NW Blue Parkway Suite 204  
Lees Summit, MO 64086  
Address

(816) 525 5211  
Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, James R. Dittmer, have been presented with a copy of the Protective Order filed by the Hawaii Public Utilities Commission in Docket No. 2008-0274 on the 6<sup>th</sup> day of January, 2009 ("Protective Order").

2. I am employed, retained or assisting the Division of Consumer Advocacy in Docket No. 2008-0274, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist the Division of Consumer Advocacy as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to the Division of Consumer Advocacy, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraph 29 and 30 of the Protective Order.



5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at Lees Summit, Mo January 14, 2009

James R. Pittman  
Signature

Utilitech Inc.  
740 NW Blue Parkway Suite 204  
Lees Summit, MO 64086  
Address

(816) 525 5211  
Telephone Number

**SERVICE LIST (Docket No. 2008-0274)**

DEAN MATSUURA  
MANAGER  
REGULATORY AFFAIRS  
HAWAIIAN ELECTRIC COMPANY, INC.  
HAWAII ELECTRIC LIGHT COMPANY, INC.  
MAUI ELECTRIC COMPANY, LTD.  
P.O. Box 2750  
Honolulu, HI 96840-0001

1 copy  
by hand delivery

JAY IGNACIO  
PRESIDENT  
HAWAII ELECTRIC LIGHT COMPANY, INC.  
P. O. Box 1027  
Hilo, HI 96721-1027

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by U.S. Mail

EDWARD L. REINHARDT  
PRESIDENT  
MAUI ELECTRIC COMPANY, LTD.  
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Kahului, HI 96732

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HAWAII RENEWABLE ENERGY ALLIANCE  
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HAWAII HOLDINGS, LLC dba FIRST WIND HAWAII  
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Kahului, Hawaii 96732

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